

R277-467 WAS APPROVED BY THE UTAH STATE BOARD OF EDUCATION ON JUNE 1, 2012. THE AMENDED RULE IS PUBLISHED IN THE JULY 1, 2012 UTAH STATE BULLETIN, SUBJECT TO A 30-DAY COMMENT PERIOD, WITH A FIRST POSSIBLE EFFECTIVE DATE OF AUGUST 7, 2012.

R277. Education, Administration.

R277-467. Distribution of Funds Appropriated for Library [Books]Media Materials and Electronic Resources.

R277-467-1. Definitions.

A. "Board" means the Utah State Board of Education.

B. "Electronic resources" means databases, CDs, DVDs, software, online materials, or other items in electronic format which may be included in the school library media collection and made available for use~~[or access in the school library media center]~~.

C. "LEA" means a local education agency, including local school boards/public school districts, charter schools, and, for purposes of this rule, the Utah Schools for the Deaf and the Blind.

~~[E]~~D. "Library ~~[books]~~media materials" means trade books including electronic versions, that support the school curriculum ~~[and books]~~or are provided for recreational reading interests. This definition does not include textbooks or ~~[books]~~materials used solely for classroom instruction or classroom libraries.

~~[D]~~E. "USOE" means the Utah State Office of Education.

R277-467-2. Authority and Purpose.

A. This rule is authorized by Utah Constitution Article X, Section 3 which vests general control and supervision of public schools in the Board, and Section 53A-1-401(3) which allows the Board to adopt rules in accordance with its responsibilities.

B. The purpose of this rule is to distribute an on-going appropriation, subject to budget constraints, to ~~[school districts and charter schools]~~LEAs. The appropriation is designated for school library ~~[books]~~media materials and electronic resources.

R277-467-3. Distribution of Funds.

A. Each Utah ~~[public and charter school]~~LEA shall receive an allocation from the annual appropriation as follows:

(1) 25 percent shall be divided equally among all ~~[public schools]~~LEAs; and

(2) 75 percent shall be divided among public schools based on each public school's average daily membership as compared to the total average daily membership of all public schools.

B. An ~~[school district or charter school]~~LEA may not use money appropriated in this allocation to supplant other monies used to purchase library ~~[books]~~media materials or electronic resources.

C. ~~[Schools]~~LEAs shall spend these fund allocations only for library ~~[books]~~media materials and electronic resources that shall be part of the school library~~[media]~~ collection and available for general use and checkout by students and staff or both.

R277-467-4. Accountability and Evaluation.

The USOE may review ~~[schools']~~LEAs' use of funds to determine if funds were expended consistently with the purpose of this rule

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and the appropriation.

KEY: libraries, educational media

Date of Enactment or Last Substantive Amendment: [~~August 7, 2007~~]2012

Notice of Continuation: June 15, 2012

Authorizing, and Implemented or Interpreted Law: Art X Sec 3; 53A-1-401(3)